

# House Bill 2479

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor John A. Kitzhaber, M.D., for State Library)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Trustees of State Library to provide annual grants for public library services for youth, with emphasis on underserved youth. Authorizes trustees to request that appropriations for grant funding by Legislative Assembly be based on methods determined by trustees. Increases minimum grant amount.

Expands uses of annual establishment and development grants to include programs for students in kindergarten through high school.

Replaces current name for State Library's reading program with generic name in list of programs eligible for Oregon Early Reading Program strategic investment moneys.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to financial assistance for public library service; creating new provisions; amending ORS  
3 327.810, 357.740, 357.750 and 357.780; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 357.740 is amended to read:

6 357.740. (1) **As used in ORS 357.740 to 357.780, "youth" means individuals from birth**  
7 **through 17 years of age.**

8 (2) The state shall provide financial assistance [*for public library service to public libraries es-*  
9 *tablished pursuant to law from funds specifically appropriated therefor by annual grants to units of*  
10 *local government. The grants shall be expended to develop public library services for children, with*  
11 *emphasis on preschool children.*] **to legally established public libraries to be used for public li-**  
12 **brary services. The financial assistance must be provided in the form of annual grants to**  
13 **units of local government from funds specifically appropriated for public library services by**  
14 **the Legislative Assembly. The grants must be expended to develop public library services for**  
15 **youth, with emphasis on underserved youth.**

16 (3) **The Trustees of the State Library may request that the appropriation under sub-**  
17 **section (2) of this section be based on:**

18 (a) **The estimated total population of youth in this state; or**

19 (b) **Another method determined by the trustees.**

20 **SECTION 2.** ORS 357.780 is amended to read:

21 357.780. (1) The Trustees of the State Library shall [*disburse moneys under this section based on*  
22 *the estimated total population of children, from birth to 14 years of age, in the state. For those areas*  
23 *of the state not served by local public libraries, the moneys available shall be reallocated to qualifying*  
24 *public libraries. A public library which begins providing library service to previously unserved popu-*  
25 *lation shall be eligible for grants from the moneys appropriated for purposes of this section. Upon*  
26 *satisfactory application therefor, the Trustees of the State Library shall cause the appropriate amount*  
27 *to be paid to the public library*] **distribute the funds appropriated by the Legislative Assembly**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **pursuant to ORS 357.740 in the manner described in this section to legally established public**  
 2 **libraries that submit applications meeting grant criteria prescribed by the trustees.**

3 (2) The Trustees of the State Library shall distribute 80 percent of the funds [*specifically ap-*  
 4 *propriated by the Legislative Assembly on a per child basis for public library services*] **proportionally**  
 5 **to successful applicant public libraries based on the number of youth in each library's service**  
 6 **area, calculated** in the following manner to [*assure*] **ensure that** the same population [*shall not*  
 7 *be*] **is not** counted more than once:

8 (a) There shall be [*paid*] **distributed** to each consolidated county library that is the primary  
 9 provider of public library services to all persons in a county, or to each library district that is the  
 10 primary provider of public library services in a county, a per capita amount for each [*child*] **youth**  
 11 residing in the county.

12 (b) Where public library services are provided by a public library for which the governing au-  
 13 thority has jurisdiction in more than one county, there shall be [*paid*] **distributed** to that library a  
 14 per capita amount for each [*child*] **youth** residing [*therein*] **within the jurisdiction.**

15 (c) Where public library services are not provided as described in paragraph (a) or (b) of this  
 16 subsection, but by a library of which the governing authority is the primary provider of public li-  
 17 brary services to a jurisdiction less than [*county wide*] **countywide**, there shall be [*paid*] **distributed**  
 18 to the library a per capita amount for [*children*] **youth** residing [*therein*] **within the jurisdiction.**  
 19 In addition, a public library having a valid contract with a unit of local government to provide  
 20 **public** library services to a population beyond its governing authority's jurisdiction shall [*be paid*]  
 21 **receive** a per capita amount for the population of [*children*] **youth** served if specified in the con-  
 22 tract. The number of [*children*] **youth** residing within a jurisdiction that is less than a county shall  
 23 be estimated using the percentage of [*children*] **youth** in the total population of the county.

24 (d) Where public library services are not provided as described in paragraph (a), (b) or (c) of this  
 25 subsection, but are provided by a county or district library that has a valid contract with one or  
 26 more libraries to provide persons in their jurisdiction with library services, there shall be [*paid*]  
 27 **distributed** to the county or district library a per capita amount for each [*child*] **youth** residing  
 28 [*therein*] **within the jurisdiction**, exclusive of the populations served by libraries eligible for grants  
 29 under paragraph (c) of this subsection.

30 (3) The Trustees of the State Library shall distribute 20 percent of the funds [*specifically ap-*  
 31 *propriated by the Legislative Assembly for public library services on an area basis*] **proportionally**  
 32 **to successful applicant public libraries based on the number of square miles in each library's**  
 33 **service area.**

34 (4) The Trustees of the State Library may not make a grant that is less than [*\$1,000*] **\$1,200** to  
 35 a [*qualifying*] **successful applicant** public library for public library services for [*children*] **youth.**

36 **SECTION 3.** ORS 357.750 is amended to read:

37 357.750. (1) **The Trustees of the State Library may make annual establishment and de-**  
 38 **velopment grants, from funds appropriated by the Legislative Assembly for that purpose, to**  
 39 **units of local government and counties** [*may*] **that** apply to the trustees [*of the State Library for*  
 40 *annual establishment and development grants*] **in a manner prescribed by the trustees.**

41 (2) **Successful applicant local governments and counties must use** the grants [*may be made*  
 42 *from funds specifically appropriated therefor and are to be used*] **for the following purposes, singly**  
 43 **or in any combination:**

44 (a) To establish, develop or improve:

45 (A) Public library early literacy services for children from birth to six years of age [*and*]; **or**

1       **(B) Programs for students in kindergarten through high school; or**

2       **(b)** To provide the statewide summer reading program, as defined [*by rule of*] **in rules adopted**  
3 **by the trustees [*of the State Library*], for [*children from birth to 14 years of age*] **youth.****

4       **SECTION 4.** ORS 327.810 is amended to read:

5       327.810. (1) The Oregon Education Investment Board shall establish the Oregon Early Reading  
6 Program to:

7       (a) Improve the readiness of children preparing to enter into kindergarten; and

8       (b) Improve the reading proficiency of students by the time the students complete the third  
9 grade.

10       (2) To accomplish the purposes of the Oregon Early Reading Program, moneys shall be distrib-  
11 uted for strategic investments that advance at least one of the following missions:

12       (a) Encouraging early reading and involving parents, child care providers and the community in  
13 ensuring that children have an early start at reading.

14       (b) Expanding the amount of time spent reading, adult support, the availability of reading ma-  
15 terials, cultural relevance and the level of enjoyment that literacy brings.

16       (c) Providing differentiated instruction to assist students with reading in early grades.

17       (3) Strategic investment moneys distributed as provided by this section shall be as follows:

18       (a) To the Early Learning Council for the purposes of:

19       (A) Creating materials and curriculum that promote early literacy; and

20       (B) Distributing moneys to libraries, providers of early childhood services, nonprofit organiza-  
21 tions, school districts and public schools to provide families and child care providers with the re-  
22 sources necessary to encourage reading at home or to expand access to libraries.

23       (b) To the Department of Education for the purposes of:

24       (A) Extending or expanding reading opportunities in public schools that meet criteria estab-  
25 lished by the board by providing adult support, programs offered during nonschool hours or in-  
26 creased access to technology; and

27       (B) Increasing the number of school districts that participate in a network in this state that is  
28 designed to support school districts in implementing high-quality reading instruction and protocols  
29 that identify, support and serve students who are at risk for not reading at grade level early and  
30 effectively.

31       (c) To the Oregon Education Investment Board to develop a statewide approach to early reading  
32 awareness.

33       (d) To the State Library to expand the [*Ready to Read*] **reading program established by rule**  
34 **by the Trustees of the State Library.**

35       **SECTION 5.** ORS 327.810, as amended by section 6, chapter 660, Oregon Laws 2013, is amended  
36 to read:

37       327.810. (1) The State Board of Education shall establish the Oregon Early Reading Program to:

38       (a) Improve the readiness of children preparing to enter into kindergarten; and

39       (b) Improve the reading proficiency of students by the time the students complete the third  
40 grade.

41       (2) To accomplish the purposes of the Oregon Early Reading Program, moneys shall be distrib-  
42 uted for strategic investments that advance at least one of the following missions:

43       (a) Encouraging early reading and involving parents, child care providers and the community in  
44 ensuring that children have an early start at reading.

45       (b) Expanding the amount of time spent reading, adult support, the availability of reading ma-

1 terials, cultural relevance and the level of enjoyment that literacy brings.

2 (c) Providing differentiated instruction to assist students with reading in early grades.

3 (3) Strategic investment moneys distributed as provided by this section shall be as follows:

4 (a) To the Early Learning Council for the purposes of:

5 (A) Creating materials and curriculum that promote early literacy; and

6 (B) Distributing moneys to libraries, providers of early childhood services, nonprofit organiza-  
7 tions, school districts and public schools to provide families and child care providers with the re-  
8 sources necessary to encourage reading at home or to expand access to libraries.

9 (b) To the Department of Education for the purposes of:

10 (A) Extending or expanding reading opportunities in public schools that meet criteria estab-  
11 lished by the board by providing adult support, programs offered during nonschool hours or in-  
12 creased access to technology; and

13 (B) Increasing the number of school districts that participate in a network in this state that is  
14 designed to support school districts in implementing high-quality reading instruction and protocols  
15 that identify, support and serve students who are at risk for not reading at grade level early and  
16 effectively.

17 (c) To the State Board of Education to develop a statewide approach to early reading awareness.

18 (d) To the State Library to expand the [*Ready to Read*] **reading** program **established by rule**  
19 **by the Trustees of the State Library.**

20 **SECTION 6. The amendments to ORS 357.740 and 357.780 by sections 1 and 2 of this 2015**  
21 **Act apply to grants made on or after the effective date of this 2015 Act.**

22 **SECTION 7. This 2015 Act being necessary for the immediate preservation of the public**  
23 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**  
24 **on its passage.**